

1401 Main Street, Suite 900
Columbia, SC 29201



Phone: (803) 737-0800
www.regulatorystaff.sc.gov

jpittman@regstaff.sc.gov

Jenny R. Pittman
Counsel for ORS

January 8, 2019

VIA ELECTRONIC FILING

Jocelyn G. Boyd, Esquire
Chief Clerk & Administrator
Public Service Commission of South Carolina
101 Executive Center Drive, Suite 100
Columbia, South Carolina 29210

Re: Jason Kupiec, Complainant/Petitioner v. JMS Worldwide, LLC, Defendant/Respondent
Docket No.: 2018-355-T

Dear Ms. Boyd:

The South Carolina Office of Regulatory Staff ("ORS") presents this letter pursuant to Standing Hearing Officer Directive Order No. 2018-807 which requested ORS "...ascertain the identities of the individuals who filed the complaint and/or the request to withdraw the complaint so that the Commission can be certain of the true intent of [D]r. Kupiec before issuing its ruling in this matter."

On Sunday, September 16, 2018, ORS received a complaint via email from Dr. Kupiec regarding his move with JMS Worldwide, LLC ("JMS") on June 3, 2018. ORS reviewed Dr. Kupiec's complaint about damages he sustained to his personal property during a move of household goods performed by JMS. Upon review, ORS determined that the complaint pertained to issues outside of the jurisdiction of the Public Service Commission of South Carolina ("PSC"). Specifically, Dr. Kupiec's personal property was transported from Alexandria, VA to Summerville, SC which constitutes an interstate move which is not within the jurisdiction of the PSC; additionally JMS did not transport the property but provided labor services to load and unload Dr. Kupiec's personal property and Dr. Kupiec sought compensation for damages which is not under the jurisdiction of the PSC.

ORS informed Dr. Kupiec of its determination on September 18, 2018 and facilitated obtaining a claims form for Dr. Kupiec from JMS. ORS's contact with Dr. Kupiec has been via telephone and email. ORS Consumer Services closed the complaint on September 18, 2018.

On November 9, 2018 a complaint allegedly from Dr. Kupiec ("Complaint") was filed in this docket. ORS cannot confirm the method of filing or the identity of the individual who filed the Complaint on November 9, 2018. By email, on December 1, 2018, Dr. Kupiec submitted to counsel for ORS and the Commission a request to withdraw the complaint, stating that he did not either directly or indirectly file the Complaint.

On December 3, 2018 ORS made contact via email and telephone with Dr. Kupiec who affirmed that he did not intend to file the Complaint and he did not authorize anyone to do so on his behalf. Dr. Kupiec confirmed with ORS that the two email addresses used in the docket filings belong to him; he filed the request to dismiss the Complaint via jrkupiec77@gmail.com and he recently regained access to DrKupiec@yahoo.com, which is the address listed on the Complaint filed on November 9, 2018.

Based on the information ORS possesses, ORS has no reason to believe Dr. Kupiec did not file the request to dismiss the Complaint.

Sincerely,

Jenny Pittman

cc: Joseph Melchers, Esquire (via E-Mail)
Charlie Terreni, Esquire (via E-Mail)
Dr. Jason Kupiec (via E-Mail)